

Message Text

UNCLASSIFIED

PAGE 01 USUN N 05134 100219Z

14

ACTION L-03

INFO OCT-01 IO-13 ISO-00 AF-08 ARA-10 EA-09 EUR-12 NEA-10

FRB-01 OMB-01 ITC-01 SP-02 USIA-15 AGRE-00 AID-05

CIAE-00 COME-00 EB-07 INR-07 LAB-04 NSAE-00 OIC-02

SIL-01 STR-04 TRSE-00 CIEP-02 CEA-01 FTC-01 FEA-01

ACDA-10 CEQ-01 CG-00 DLOS-06 DODE-00 DOTE-00 EPA-04

ERDA-07 FMC-02 H-02 INT-05 JUSE-00 NSC-05 NSF-02

OES-06 PA-02 PM-04 PRS-01 SS-15 SAL-01 /194 W

----- 036911

R 100029Z NOV 76

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC 584

UNCLAS USUN 5134

E.O. 11652: N/A

TAGS: UNGA, PFOR, UNCITRAL

SUBJ: SIXTH COMMITTEE (LEGAL) -- UNCITRAL REPORT

SUMMARY. AUSTRIA, FINLAND, FRG, FRANCE, US, NIGER, UK, CYPRUS, CANADA, POLAND, BYELORUSSIA, GHANA, KENYA, JAMAICA, IRAN, YEMEN, NIGERIA, LIBYA, AND TANZANIA ADDRESSED COMITE ON NOV 8 AND 9. ALL STATES SUPPORTED BOTH THE CONVENING OF A PLENIPOTENTIARY CONFERENCE ON CARRIAGE OF GOODS AT SEA ("COGS") AND THE ENDORSEMENT BY THE UNGA OF THE UNCITRAL ARBITRATION RULES. END SUMMARY.

1. POLAND, US, UK, CYPRUS, CANADA, FRANCE, FRG, FINLAND, TANZANIA, YEMEN, NIGERIA, LIBYA, KENYA AND JAMAICA SPECIFICALLY ENDORSED PARTICIPATION OF NON-MEMBER STATES AS OBSERVERS AT UNCITRAL. NO STATE OPPOSED IT.

2. CYPRUS, FRG, FINLAND, TANZANIA, POLAND, NIGERIA AND UNCLASSIFIED

UNCLASSIFIED

PAGE 02 USUN N 05134 100219Z

KENYA SPECIFICALLY ENDORSED SYNCHRONIZATION OF MEMBERSHIP

TERMS AND WORKING GROUP SCHEDULES. NO STATE OPPOSED IT.

3. ARTICLE 7 OF COGS CONTINUED TO DRAW ATTENTION. FRG CAUTIONED IT MAY CAUSE INCREASED FREIGHT CHARGES; FINLAND SAID ANY MORE CHANGES IN IT COULD PREVENT FINLAND ACCESSION TO CONVENTION. TANZANIA, WITH REFERENCES TO NIEO, SAID FREIGHT RATES SHOULD NOT GO UP AND THAT ADDED COST SHOULD BE BORNE ELSEWHERE. TANZANIA, GHANA, JAMAICA AND NIGERIA CRITICIZED FIRE EXCEPTION IN ARTICLE 5(4). US SUPPORTED EXISTING TEXT AS PART OF A DELICATE COMPROMISE.

4. KENYA CALLED UPON UNCITRAL TO BETTER REFLECT NEEDS OF LDC'S AND NIEO. JAMAICA, TANZANIA, AND GHANA ALSO REFERRED TO NIEO.

5. GHANA AND YEMEN STRESSED NEED FOR UNCTAD TO BE INVOLVED IN PREPARATION OF CONFERENCE BECAUSE REFLECTS NEEDS OF LDC'S.

6. LIBYA, YEMEN, BYELORUSSIA AND TANZANIA ENCOURAGED UNCITRAL WORK ON MULTINATIONAL CORPORATIONS. US SAID UNCITRAL SHOULD AWAIT OUTCOME OF OTHER PRELIMINARY WORK IN THE FIELD. UK SAID PROPER PLACE FOR DISCUSSION OF MULTINATIONAL CORPORATIONS WAS IN COMITE ON TRANSNATIONAL CORPORATIONS.

7. BYELORUSSIA SAID ARTICLE 21 OF COGS SHOULD CLEARLY STATE THAT SHIP OF A SOVEREIGN STATE MAY NOT BE SEIZED.

8. POLAND HAD SPECIFIC REMARKS ON DRAFT ARTICLES ON INTERNATIONAL SALE OF GOODS. SUPPORTED PROVISION ALLOWING RENEGOTIATION OF CONTRACT IF CIRCUMSTANCES CHANGE. SAID ARTICLES SHOULD SPECIFY WHAT LAW CONTROLS WHERE CONTRACT DOES NOT SPECIFY. CALLED FOR CHANGE IN ARTICLE 10(3).

9. US STATEMENT POUCHED TO AMB. KEARNEY (L).
SCRANTON

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REPORTS, MARINE TRANSPORTATION, COMMITTEES
Control Number: n/a
Copy: SINGLE
Draft Date: 10 NOV 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976USUNN05134
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760418-0313
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19761160/aaaacadi.tel
Line Count: 98
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: oatisao
Review Comment: n/a
Review Content Flags:
Review Date: 02 AUG 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <02 AUG 2004 by schwenja>; APPROVED <27 AUG 2004 by oatisao>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SIXTH COMMITTEE (LEGAL) -- UNCITRAL REPORT SUMMARY. AUSTRIA, FINLAND, FRG, FRANCE, US, NIGER, UK, CYPRUS, CANADA, POLAND, BYELORUSSIA, GHANA, KE
TAGS: PFOR, EWWT, UNGA, UNCITRAL
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006